

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Toshiyuki MAMIYA

Application No.: 09/989,398

Group Art Unit: 3765

Filed: November 21, 2001

Docket No.: 109785.03

For: SEWING APPARATUS AND SEWING CARTRIDGE

**SUBMISSION OF ORIGINAL DECLARATION**

Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

Sir:

Submitted herewith is the original signed Declaration of the Inventor. This Declaration corresponds to the facsimile copy of the Declaration filed on November 21, 2001.

Respectfully submitted,

James A. Oliff  
Registration No. 27,075

John W. Fitzpatrick  
Registration No. 41,018

JAO:JWF/kmb

Date: January 25, 2002

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# Declaration and Power of Attorney for C.I.P. Patent Application

## 一部継続特許出願宣言書兼委任状

### Japanese Language Declaration

私は、下欄に氏名を記載した発明者として、以下のとおり宣言する：

私の住所、郵便宛先および国籍は、下欄に氏名に続いて記載したとおりであり、下記名称の発明に関し、特許請求の範囲に記載した特許を求める主題の本来の、最初にして唯一の発明者である（一人の氏名のみが下欄に記載されている場合）か、もしくは本来の、最初にして共同の発明者である（複数の氏名が下欄に記載されている場合）と信じ、

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### SEWING APPARATUS AND SEWING CARTRIDGE

その明細書を  
(該当するものにチェック)  
☒ ここに添付する。

☐ 年 月 日に

出願番号 号として提出し、

年 月 日に補正した。  
(該当する場合)

私は、前記のとおり補正した特許請求の範囲を含む前記明細書の内容を検討し、理解したことを陳述する。

私は、連邦施行規則第 37 章第 1 条第 56 項に従い、本願の特許性の有無について重要な情報を開示すべき義務を有することを認める。

私は、米国法第 35 章第 119 条に基づく下記の外国特許出願もしくは発明者証出願の外国優先権利益を主張し、さらに優先権の主張に係わる基礎出願の提出日前の提出日を有する外国特許出願もしくは発明者証出願および/もしくは米国仮出願を以下に明記する：

the specification of which  
(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and/or any U.S. provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## Prior foreign and/or provisional applications

先行外国出願/仮出願

## Priority claimed

優先権の主張

Patent Appln.

No. 2000-360038

Japan

27 November 2000

☒☐

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Yes/はい)

(No/いいえ)

Patent Appln.

No. 2000-357426

Japan

24 November 2000

☒☐

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Yes/はい)

(No/いいえ)

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Yes/はい)

(No/いいえ)

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Yes/はい)

(No/いいえ)

私は、米国法第 35 章第 120 条に基づく下記の米国特許出願の利益を主張し、本願の特許請求の範囲各項に記載の主題が米国法第 35 章第 112 条の第 1 段落に規定の態様で先の米国出願に開示されていない限度において、先の出願の提出日と本願の国内提出日もしくは PCT 国際出願提出日の間に公表された連邦施行規則第 37 章第 1 条第 56 項に記載の重要な情報を開示すべき義務を有することを認める。

I hereby claim the benefit under Title 35, United States code, §120 of any United States application(s) listed below and, in so far as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

09 / 897,600

(Application Serial No./出願番号)

3 July, 2001

(Filing Date/提出日)

Pending

(Status: Patented, Pending, abandoned/  
現状: 特許成立、係属中、放棄済み)

(Application Serial No./出願番号)

(Filing Date/提出日)

(Status: Patented, Pending, abandoned/  
現状: 特許成立、係属中、放棄済み)

本願は、私もしくは私共が先に提出した係属出願である 2001 年 7 月 3 日の出願番号 09 / 897,600 に開示された主題の一部を開示し請求するものである。

This application in part discloses and claims subject matter disclosed in my or our earlier filed pending application, Application No. 09 / 897,600, filed July 3, 2001.

米国法第 35 章第 119 条に基づき、前記先の係属出願から一年前以内に提出された下記の外国特許出願および/もしくは米国仮出願の優先権利益を主張する:

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) and/or United States provisional application(s) filed within one year prior to said earlier filed pending application are hereby claimed:

## Prior foreign and/or provisional applications

先行外国出願/仮出願

Patent Appln.

No. 2000-201246

(Number/番号)

Japan

(Country/国名)

3 July 2000

(Day/Month/Year Filed/提出年月日)

Patent Appln.

No. 2000-357426

(Number/番号)

Japan

(Country/国名)

24 November 2000

(Day/Month/Year Filed/提出年月日)

Patent Appln.

No. 2001-146495

(Number/番号)

Japan

(Country/国名)

16 May 2001

(Day/Month/Year Filed/提出年月日)

Patent Appln.

No. 2000-201244

(Number/番号)

Japan

(Country/国名)

3 July 2000

(Day/Month/Year Filed/提出年月日)

## Priority claimed

優先権の主張

☒☐

(Yes/はい)

(No/いいえ)

☒☐

(Yes/はい)

(No/いいえ)

☒☐

(Yes/はい)

(No/いいえ)

☒☐

(Yes/はい)

(No/いいえ)

本発明の特許もしくは発明者証のための下記の出願は、米国以外の国において、(a) 前記先の係属出願にあたり一年一日以上もしくは(b)上記外国優先出願および/もしくは米国仮出願の提出日前のいずれかに提出されたものである：

The following applications for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to said earlier filed pending application, or (b) before the filing date of the above-named foreign priority application(s) and/or United States provisional application(s):

## Prior foreign and/or provisional applications

先行外国出願/仮出願

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

(Number/番号)

(Country/国名)

(Day/Month/Year Filed/提出年月日)

前記先の出願と共通でない本出願のいかなるおよびすべての主題について、私は、自分の知る限りにおいて、前記先の出願の提出日と国内もしくは PCT 国際出願提出日の間に公知される、連邦施行規則第 37 章第 1 条第 56 項に記載の本願の特許性の有無について重要な情報を開示すべき義務を有することを認める。

As to any and all subject matter of this application which is not common to said earlier application, I acknowledge my duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application.

私は、ここに自己の知識にもとづいて行った陳述がすべて真実であり、自己の有する情報および信じるところに従って行った陳述が真実であると信じ、さらに故意に虚偽の陳述等を行った場合、米国法第 18 章第 1001 条により、罰金もしくは禁錮に処せられるか、またはこれらの刑が併科され、またかかる故意による虚偽の陳述が本願ないし本願に対して付与される特許の有効性を損なうことがあることを認識して、以上の陳述を行ったことを宣言する。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

委任状：私は下記発明者として、以下の代理人をここに選任し、本願の手続を遂行すること並びにこれに関する一切の行為を特許商標庁に対して行うことを委任する。（代理人氏名および登録番号を明記のこと）

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

James A. Oliff, Reg. No. 27,075; William P. Berridge, Reg. No. 30,024;  
Kirk M. Hudson, Reg. No. 27,562; Thomas J. Pardini, Reg. No. 30,411;  
Edward P. Walker, Reg. No. 31,450; Robert A. Miller, Reg. No. 32,771;  
Mario A. Costantino, Reg. No. 33,565; Stephen J. Roe, Reg. No. 34,463;  
Joel S. Armstrong, Reg. No. 36,430; Christopher W. Brown, Reg. No. 38,025; and  
Richard E. Rice, Reg. No. 31,560

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Direct Telephone Calls To (name and telephone number)/直通電話連絡先(名称および電話番号):

Full name of sole or first inventor/単独または第一発明者の氏名 <b>Toshiyuki MAMIYA</b>	
Inventor's signature/発明者の署名 <i>Toshiyuki Mamiya</i>	Date/日付 <b>November 21, 2001</b>
Residence/住所 <b>Kasugai-shi, Aichi-ken, Japan</b>	
Citizenship/国籍 <b>Japanese</b>	
Post Office Address/郵便先 <b>c/o BROTHER KOGYO KABUSHIKI KAISHA 15-1, Naeshiro-cho, Mizuho-ku, Nagoya-shi, Aichi-ken 467-8561, Japan</b>	
Full name of second joint inventor (if any)/第二共同発明者の氏名(該当する場合)	
Second inventor's signature/第二発明者の署名	Date/日付
Residence/住所	
Citizenship/国籍	
Post Office Address/郵便先	

Supply similar information and signature for third and subsequent joint inventors.  
3) 又はそれ以降の共同発明者に対しても同様な情報および署名を提供すること。